



11/28/82

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
**REGION 5**  
**230 SOUTH DEARBORN ST.**  
**CHICAGO, ILLINOIS 60604**

MAR 20 1990

REPLY TO THE ATTENTION OF:  
SHSM-TUB-7

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Northstar  
Div. of TPCO  
184 E. Dahringer Road  
Waukegan, IL

RE: Summit Equipment and Supply, Akron, Ohio, Site Identification No. 8A

Dear Sir or Madam:

The United States Environmental Protection Agency (U.S. EPA) in cooperation with the Ohio Environmental Protection Agency has been conducting response actions to address contamination at the Summit Equipment and Supply Site in Ohio. U.S. EPA took these actions under authority of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. Section 9601 et seq., as subsequently amended by the Superfund Amendments and Reauthorization Act of 1986, Pub. L. 99-499 (CERCLA as amended). Prior to undertaking these response actions, U.S. EPA determined that there was a release or threatened release of hazardous substances from the Summit Equipment and Supply Site. The U.S. EPA undertook the response actions using monies authorized by CERCLA, as amended.

During the response, U.S. EPA undertook several actions at the site. They included the following: Sampling of soils and transformer oils and removal and disposal of approximately 1200 transformer carcasses, 200 capacitors and 100 cubic yards of contaminated soil. The removal action was completed on September 25, 1987.

Response costs associated with this Site have been incurred by U.S. EPA. The approximate U.S. EPA response costs identified up to January 18, 1990 for the above referenced Site are \$588,807.14. A summary is enclosed.

Information available to U.S. EPA indicates among other things that you are potentially responsible for the release, or threat of release of hazardous substances from the Site. Pursuant to the provisions of Section 107(a) of CERCLA, as amended, and based on evidence currently available to the Agency, U.S. EPA believes that you may be liable for the payment of all costs incurred by U.S. EPA in connection with the Site. The potentially responsible parties are jointly and severally liable for the whole amount. Partial payments will not release the payor of liability for payment of the rest of the costs that

are owed to U.S. EPA. Limiting language on the check or in accompanying letters will be considered to be advisory only and will not be considered as placing conditions on the amount paid or as limiting liability on other costs demanded in this letter.

We hereby demand that you make restitution by payment of the amount in this letter plus interest, together with any sums hereafter expended by the Agency in connection with the Site pursuant to authority of CERCLA, as amended. Pursuant to Section 107(a) of CERCLA, as amended, interest shall begin accruing as of the date of this demand, if payment is not received within thirty (30) days of the date of this letter.

Such payment must be made to the U.S. EPA Hazardous Substances Superfund established pursuant to Section 221 of CERCLA, as amended, which is administered by U.S. EPA. Please send your check to U.S. EPA - Region V, Attn: Superfund Accounting, P.O. Box 70753, Chicago, Illinois 60673. Place the following site identification number on the check: 8A. Please send a copy of your payment check to Oliver L. Warnsley, Chief, Cost Recovery Unit, U.S. EPA, Region V, Waste Management Division (5HSM/TUB-7), 230 South Dearborn Street, Chicago, Illinois 60604, and to SWER Branch Secretary, ORC, U.S. EPA, Region V (5CS-TUB-3), 230 South Dearborn St., Chicago, Illinois 60604.

If you desire to discuss your liability with U.S. EPA, please contact Felipe Gomez, Assistant Regional Counsel, in writing not later than 30 days after the date of this letter. Mr. Gomez may also be reached by phone at (312) 886-6833.

If we do not receive a response from you within this time frame, the U.S. EPA will assume that you have declined to reimburse the Fund for the Site expenditures, and pursuant to CERCLA, as amended, U.S. EPA may pursue civil litigation against you.

The name of other potentially responsible parties (PRPs) receiving this request for payment are enclosed with this letter to facilitate organization among the identified parties concerning payment. PRPs should attempt to work out an allocation among themselves to apportion costs; however, whatever allocation system the PRPs develop amongst themselves, U.S. EPA considers all PRPs to this site jointly and severally liable for the amounts demanded in this letter until all costs are reimbursed or an appropriate settlement is achieved pursuant to Section 122(h) of CERCLA.

Sincerely,

*for John Kelley*  
John Kelley, Chief of Superfund Program  
Management Branch

cc: Ohio Environmental Protection Agency

Potentially Responsible Parties for Summit Equipment  
and Supply, Akron, Ohio

1. Owens-Illinois  
Attn: Legal Department  
One Seagate  
Toledo, OH 43666  
ILL-Tech-Center
2. Warner and Swasey Co.  
Attn: Legal Department  
11000 Cedar Avenue  
Cleveland, OH 44107
3. Clark Component - North America  
dba Clark Equipment Co.  
Attn: Legal Department  
324 E. Dewey Avenue  
Buchanan, MI 49107
4. McNeil-Akron Inc.  
Attn: Legal Department  
96 E. Crosier  
Akron, OH 44311
5. Cleveland Steel Container  
Attn: Legal Department  
115 Erie Street  
Niles, OH 44446
6. Navistar International Corporation  
Attn: Legal Department  
dba Dana Corp. & International Harvester  
455 N. City Front Plaza Drive  
Chicago, IL 60611  
West Pullman Plant
7. Summit Equipment and Supply Inc.  
1190 Home Avenue  
Akron, OH 44310
8. Benjamin J. Hirsch  
1190 Home Avenue  
Akron, OH 44310
9. Michael Hirsch  
1190 Home Avenue  
Akron, OH 44310

10. City of Cleveland  
Attn: Legal Department  
601 Lakeside  
Cleveland, OH 44114  
Lake Road Power Plant
11. Chrysler Corporation  
Attn: Legal Department  
12000 Chrysler Dr.  
Highland Park, MI 48288
12. Auto Bailing Inc.  
469 Sharpsville Ave.  
Sharon, PA
13. Northstar  
Div. of TPCO  
184 E. Dahringer Road  
Waukegan, IL

list.adr:shirley's disk 3

CUMULATIVE COST SUMMARY  
 SUMMIT EQUIPMENT & SUPPLY, OH  
 SUPERFUND SITE # 8A  
 PREPARED 1/18/90

EPA EXPENDITURES	Cumulative Costs Through December 31, 1989
EPA PAYROLL --	
-- Headquarters	\$ 0.00
-- Regional	25,893.09
INDIRECT COST --	59,497.80
EPA TRAVEL --	
-- Headquarters	0.00
-- Regional	6,054.41
EMERGENCY REMOVAL CLEANUP CONTRACT--	
--MAE CORPORATION (68-01-7360)	373,856.96
TECHNICAL ASSISTANCE TEAM CONTRACT--	
--ROY F. WESTON (68-01-7367)	118,060.08
TECHNICAL ENFORCEMENT SUPPORT CONTRACT--	
--JACOBS ENGINEERING (68-01-7351)	5,417.02
OTHER EXPENDITURES--	
--FEDERAL EXPRESS (6515)	21.00
--AIRBORNE EXPRESS (849726021)	<u>6.78</u>
 TOTAL EPA COSTS BEFORE INTEREST	 \$ 588,807.14
Pre-Judgement Interest	<u>0.00</u>
 TOTAL EPA COSTS FOR SUMMIT EQUIPMENT & SUPPLY	 \$ 588,807.14
 TOTAL COSTS RECOVERED TO DATE	 <u>0.00</u>
 TOTAL EPA UNRECOVERED COSTS FOR SUMMIT EQUIPMENT	 \$ <u>588,807.14</u>

Please Note: National Contract Laboratory program costs may be significantly understated. These costs do not include any lab costs that may have been billed to EPA prior to FY 1986, if such costs were incurred, no estimate of the CLP Sample Management Cost (ranges from 6.1 % to 17.0 % of Analytical costs) is provided. A complete accounting of Contract Laboratory Costs normally is provided by VIAR within the documentation process.

letter

AK

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U.S. OFFICIAL MAIL  
U.S. POSTAGE  
2.20

Northstar  
Div. of TPCO  
184 E. Dahminger Road  
Waukegan, IL

RETURNED  
TO SENDER  
REASON CHECKED  
Backlisted  
Address  
No such office in state  
Do not remail from this envelope

Fold at line open to the envelope to the right

MAILED

P 547 753 478

MAIL

Dorsey Sitsum - Tub - 7

<p>● <b>SENDER:</b> Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.</p> <p>Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. <u>The return receipt fee will provide you the name of the person delivered to and the date of delivery.</u> For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.</p> <p>1. <input type="checkbox"/> Show to whom delivered, date, and addressee's address. (Extra charge)      2. <input type="checkbox"/> Restricted Delivery (Extra charge)</p>	
3. Article Addressed to:  Northstar Div. of TPCO 184 E. Dahringer Road Waukegan, IL	4. Article Number <b>P-547 753 478</b>
	Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise
Always obtain signature of addressee or agent and <u>DATE DELIVERED</u> .	
5. Signature — Addressee <b>X</b>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature — Agent <b>X</b>	
7. Date of Delivery	

P 547 753 478

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED  
NOT FOR INTERNATIONAL MAIL

(See Reverse)

PS Form 3800, June 1985

Sent to  
Northstar  
Div. of TPCO  
184 E. Dahringer Road  
Waukegan, IL

Postage and Fees

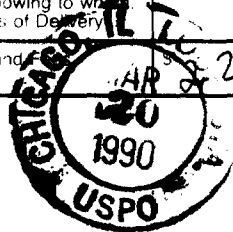
Special Delivery Fee

Restricted Delivery Fee

Return Receipt showing  
to whom and Date Delivered

Return Receipt showing to whom  
Date and Address of Delivery

Postmark or Date



45  
28  
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Vincey Visser-Tub-7 Summit Equipment